

Remarks

The specification is amended to update the lineage information.

Claims 37 and 62 are canceled.

Claims 33, 42, 43, 55 and 57-61 are currently amended.

Claims 33, 35-36, 42-43, 47-49 and 54-61 and 63-64 are pending in this application.

Claims 42 and 43 are withdrawn.

There are no allowed claims.

Amendments to the Claims

Claims 37 and 62 are canceled as not being further limiting.

Claim 33 is amended to be more clear, to correct punctuation and to have proper Markush language. The language "one or more" is added in reference to the phenolic antioxidants. Support is from claims 47 and 48. When e=1, R₃ may be a substituted phenol. As there is no definition for the term "g", this is amended to be a mono-phenol. When e=2, R₃ is amended to include 1,1-ethylene. This definition is imported from claim 42. Further, the definitions for "p" and "R₄" are added. These definitions are from original claim 1.

Claim 42 is amended to depend on claim 33.

Claim 61 is amended consistent with claim 33.

The claims are otherwise amended to be more clear, to correct punctuation, to have proper Markush language and to have proper antecedent basis.

No new matter is added.

Election/Restriction

The Examiner is kindly requested to rejoin claims 42 and 43 with the claims under consideration. Claims 42 and 43 are more narrow than independent claim 33.

Claim Rejections

Claims 33, 35-37, 47-49 and 54-64 are rejected under 35 USC 103(a) as being unpatentable over GB 2319523.

The GB reference has a publication date of May 27, 1998. The present application is supported by U.S. provisional app. No. 60/106,634, filed November 2, 1998. Thus, GB qualifies as prior art under 35 USC 102(a).

A Rule 132 Declaration is attached herewith by Dr. Dietmar Hueglin, a present inventor, in which he states that he invented the subject matter in the GB reference relied on for the rejection. Thus the matter relied on in the GB reference is not "by another".

In light of the Hueglin Declaration, Applicants submit that the 35 USC 103(a) rejections are addressed and are overcome.

The Examiner is kindly requested to reconsider and to withdraw the present rejections.

Further, Applicants submit that any potential 35 USC 112, second paragraph problems have been addressed with the present amendments.

In view of the present amendments, remarks and the Rule 132 Declaration, Applicants submit that the present claims are in condition for allowance and respectfully request that they be found allowable.

Respectfully submitted,



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Attachment: Rule 132 Declaration (Dr. Dietmar Hueglin)
Petition for a one month extension of time